

DECLARATION OF GERALD ARMSTRONG

I, Gerald Armstrong, declare:

1. I am the defendant in this case, Scientology v. Armstrong, Marin Superior Court No. 157680, and consolidated cases. I have personal knowledge of the facts set forth in this declaration and could competently testify thereto if called as a witness. I am making this declaration in support of a motion to unseal the court file in this case.

2. At no time was I notified by the Marin Superior Court or by counsel for the Scientology organization of any motion or application to have the court file in this case sealed. If I had at any time been so notified, I would have opposed such motion or application as immediately and vigorously as possible.

3. I do not agree to the sealing of the court file for any reason. I ask that the court file be unsealed and made completely accessible to me, my counsel herein and to all other public persons as is done with any normally unsealed court file in this Court. A number of the reasons why I ask this Court to unseal its file I will state below.

4. The litigation in this case is not ended.

5. Facts in and the significance of the litigation in this case, documents filed in this case, and rulings made by the Marin Superior Court in this case are issues and evidentiary matters at this moment being litigated in the case of Armstrong v. Miscavige, et al., United States District Court, District of

Nevada, No. CV-N-97-00670-ECR(RAM) ("Armstrong VI"). Plaintiff Scientology organization herein is a defendant in that case. A true and correct copy of the Armstrong VI complaint is appended hereto as Exhibit 1.

6. Appended hereto as Exhibit 2 is a true and correct copy of a declaration executed April 17, 1998 by Andrew Wilson, attorney for plaintiff Scientology organization herein, filed on behalf of the same Scientology organization as defendant in Armstrong VI.

7. Appended hereto as Exhibit 3 is a true and correct copy of a motion brought by plaintiff Scientology organization herein to dismiss the Armstrong VI complaint, in support of which Mr. Wilson wrote his declaration.

8. Appended hereto as Exhibit 4 is a true and correct copy of a motion to dismiss the Armstrong VI complaint, also supported by Mr. Wilson's declaration, filed by defendant therein, Scientology organization Religious Technology Center. In this case, Religious Technology Center is a named beneficiary of the injunction and judgment.

9. Appended hereto as Exhibit 5 is a true and correct copy of my declaration executed May 6, 1998, along with the exhibits thereto, in response to Mr. Wilson's declaration and the Scientology organization's motion.

10. I am an expert in Scientology organization policies and practices, particularly the policy and practice of fair game

activities) all the benefits conferred on sincerely religious organizations, impermissibly using this California Court as a weapon to persecute its religious opposition and to strip that religious opposition of basic freedoms. The file now hides a terrible wrongness, and keeping that wrongness hidden only compounds its ill effects.

14. The sealing of the Court file herein gives an appearance of impropriety to this Court, in part because there has before been an appearance of impropriety herein. (See, Ex. 5G, paras 54-57, pp 45-49) No Court should permit such an appearance of impropriety; certainly not when what creates the appearance, i.e., the sealing of the file, serves nothing more than injustice, and can be easily rectified.

I declare under the penalty of perjury under the laws of the United States, and the States of Washington, California and Nevada that the foregoing is true and correct.

Executed at Seattle, Washington this 23rd day of May, 1998.

GERALD ARMSTRONG